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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

BARBARA HOUSTON,

**Civil Case No. 2:08-CV-5530
(PGS/ES)**

Plaintiff,

vs.

**NOTICE OF MOTION TO DIMISS
COUNTERCLAIM**

WHITNEY HOUSTON

TO: Bryan Blaney, Esq.
NORRIS, McLAUGHLIN & MARCUS
875 Third Avenue, 8th Floor
New York, New York 10022

PLEASE TAKE NOTICE tha on June 21, 2010 at 9:00 a.m. or as soon thereafter as
counsel may be heard, Plaintiff/Counter-Defendant, Barbara Houston shall move before the

Honorable Peter G. Sheridan, at the United States Courthouse, Martin Luther King Jr. Federal Building and Courthouse, 50 Walnut Street, Newark, New Jersey 07101, for an Order in the form annexed hereto dismissing the Counterclaim pursuant to Fed. R. Civ. P. 12(b)(1)(6).

PLEASE TAKE FURTHER NOTICE that Barbara Houston shall rely upon the Memorandum of Law submitted herewith, as well as other pleadings on file in this matter.

/s/ Gilberto Garcia

GILBERTO M. GARCIA,
ATTORNEY FOR BARBARA HOUSTON

Dated: May 19, 2010
Hackensack, New Jersey